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MAR 3 1 2004

#### FACSIMILE COVER SHEET

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TOTAL NUMBER OF PAGES BEING SENT (INCLUDING COVER SHEET): 25

[ ] Original documents to follow by mail

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DATE:

March 31, 2004

TO:

Examiner Mark Hellner

Group Art Unit 3663

FAX #: 703-872-9306

NEW REF.: 3275.07US01

PHONE #:

703-306-4155

Application No.:

10/027,906

Applicant:

BI et al.

Due Date:

March 31, 2004

FROM:

Peter S. Dardi, Ph.D.

PHONE #:

(612) 349-5746

Attached please find the following document for filing in the above-identified patent application:

1) Amendment Transmittal - 2 pages; and

) & Dardi

Amendment in response to Office Action dated December 31, 2003 - 22 pages. 2)

Sincerely,

Peter S. Dardi, Ph.D.

Reg. No. 39,650

### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office. Fax No. 703-872-9306 on the date shown below thereby constituting filing of same.

March 31, 2004

Date

Peter S. Dardi

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AMENDMENT TRANSMITTAL

Attorney Docket No. 3275.07US01

in re the application of:

Bi et al.

Confirmation No.: 9919

Application No.:

10/027,906

Examiner: M. Hellner

Filed:

December 21, 2001

Group Art Unit: 3663

For:

THREE DIMENSIONAL ENGINEERING OF PLANAR OPTICAL STRUCTURES

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

Enclosed are:

Amendment (22 pages). [X] [ 1 Petition for Extension of Period for Response. [ ]

The filing fee has been calculated as shown below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra (Equals)	Small Entity Rate	Add*l Fec	OR	Large Entity Rate	Add'l Fee
Total	75	-[147]**	-	x 9	\$0		x 18	\$
Indep.	5	- [20]***	=	x 43	\$0		x 86	\$
Mult. Dep.			-	+ 145	\$0		+ 290	\$
TOTAL						QR	TOTAL	\$

<sup>[ ]</sup> First Presentation of Multiple Dependent Claim [MDC]

If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3. If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space. If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior Amendment or the number of claims originally filed.

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ſΧΊ	Applicant(s)	) is/are entitled to	small entity	status in ac	cordance with	37 CFR 1	1.27
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[ ] A check in the amount of \$00 is attached. The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. § 1.16 for presentation of extra claims or credit any overpayment to Deposit Account No. 16-0631.

Respectfully submitted,

Peter S. Dardi, Ph.D.
Registration No. 39,650

Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

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March 31, 2004

Date

Peter S. Dordi